

SHOOK, HARDY & BACON LLP

B. Trent Webb, Esq. (*pro hac vice*)

Eric Buresh, Esq. (*pro hac vice*)

2555 Grand Boulevard

Kansas City, Missouri 64108-2613

Telephone: (816) 474-6550

Facsimile: (816) 421-5547

bwebb@shb.com

eburesh@shb.com

Robert H. Reckers, Esq. (*pro hac vice*)

600 Travis Street, Suite 1600

Houston, Texas 77002

Telephone: (713) 227-8008

Facsimile: (731) 227-9508

rreckers@shb.com

GREENBERG TRAURIG

Mark G. Tratos, Esq. (Nevada Bar No. 1086)

Brandon Roos, Esq. (Nevada Bar No. 7888)

Leslie Godfrey, Esq. (Nevada Bar No. 10229)

3773 Howard Hughes Parkway

Suite 400 North

Las Vegas, NV 89169

Telephone: (702) 792-3773

Facsimile: (702) 792-9002

tratosm@gtlaw.com

roosb@gtlaw.com

godfrey1@gtlaw.com

Attorneys for Defendants

RIMINI STREET, INC. and SETH RAVIN

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**DEFENDANTS' ADMINISTRATIVE
MOTION TO PERMIT DEFENDANTS
TO FILE UNDER SEAL
DEFENDANTS' EMERGENCY
MOTION FOR PROTECTIVE ORDER
REGARDING CUSTOMER
DEPOSITIONS AND EXHIBIT A TO
THE DECLARATION OF ERIC
BURES**

1 **I. INTRODUCTION**

2 Defendants Rimini Street, Inc., and Seth Ravin (collectively, “Defendants”) respectfully
3 request that the Court order the Clerk of the Court to file the following documents under seal:

- 4 1. The unredacted version of Defendants’ Emergency Motion for Protective Order
5 Regarding Customer Depositions;
6 2. The unredacted version of Exhibit A to the Declaration of Eric Buresh in Support of
7 Defendants’ Emergency Motion for Protective Order Regarding Customer
8 Depositions;

9 Placeholders for these documents were lodged with the Court on November 7, 2011. This
10 request is made pursuant to Federal Rules of Civil Procedure 5.2 and 26(c) and the Stipulated
11 Protective Order entered by the Court on May 21, 2010 [Docket No. 55] (“Protective Order”).

12 **II. ARGUMENT**

13 Parties requesting to file documents under seal may overcome the presumption of public
14 access by showing of good cause under Rule 26(c). “The law . . . gives district courts broad latitude
15 to grant protective orders to prevent disclosure of materials for many types of information, including,
16 but not limited to, trade secrets or other confidential research, development, or commercial
17 information. *See* Fed. R. Civ. P. 26(c)(7).” *Phillips ex rel. Estates of Byrd v. Gen. Motors Corp.*,
18 307 F.3d 1206, 1211 (9th Cir. 2002).

19 Good cause exists for filing the above listed documents under seal. They have been
20 designated as Confidential or Highly Confidential or they contain content that has been designated as
21 Confidential or Highly Confidential under the terms of the Protective Order. By openly filing the
22 remaining exhibits and documents that do not require confidentiality without seal, Defendants’
23 request is narrowly tailored. Because the above listed documents contain information designated as
24 either “Confidential” or “Highly Confidential—Attorney Eyes Only,” good cause exists to permit a
25 sealing order. *See, e.g., Pacific Gas and Elec. Co. v. Lynch*, 216 F. Supp. 2d 1016, 1027 (N.D. Cal.
26 2002).

For the foregoing reasons, Defendants respectfully request that the Court find that good cause exists to file under seal Defendants' Emergency Motion for Protective Order Regarding Customer Depositions and Exhibit A to the Declaration of Eric Buresh in Support of Defendants' Emergency Motion for Protective Order Regarding Customer Depositions. A Proposed Order is submitted with this Motion.

By: /s/ Eric Buresh
Eric Buresh, Esq.
Attorney for Defendants
Rimini Street, Inc. and Seth Ravin

SHOOK, HARDY & BACON LLP

B. Trent Webb, Esq. (*pro hac vice*)

Eric Buresh, Esq. (*pro hac vice*)

2555 Grand Boulevard

Kansas City, Missouri 64108-2613

Telephone: (816) 474-6550

Facsimile: (816) 421-5547

bwebb@shb.com

eburesh@shb.com

Robert H. Reckers, Esq. (*pro hac vice*)

600 Travis Street, Suite 1600

Houston, Texas 77002

Telephone: (713) 227-8008

Facsimile: (731) 227-9508

rreckers@shb.com

GREENBERG TRAURIG

Mark G. Tratos, Esq. (Nevada Bar No. 1086)

Brandon Roos, Esq. (Nevada Bar No. 7888)

Leslie Godfrey, Esq. (Nevada Bar No. 10229)

3773 Howard Hughes Parkway

Suite 400 North

Las Vegas, NV 89169

Telephone: (702) 792-3773

Facsimile: (702) 792-9002

tratosm@gtlaw.com

roosb@gtlaw.com

godfrey1@gtlaw.com

Attorneys for Defendants

RIMINI STREET, INC. and SETH RAVIN

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC. , a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**[PROPOSED] ORDER GRANTING
DEFENDANTS' ADMINISTRATIVE
MOTION TO PERMIT DEFENDANTS
TO FILE UNDER SEAL
DEFENDANTS' EMERGENCY
MOTION FOR PROTECTIVE ORDER
REGARDING CUSTOMER
DEPOSITIONS AND EXHIBIT A TO
THE DECLARATION OF ERIC
BURESH**

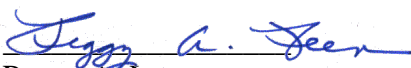
I. **[PROPOSED] ORDER**

Pending before this Court is Defendants Rimini Street, Inc. and Seth Ravin (together “Rimini Street” or “Defendants”) Administrative Motion to Permit Defendants to File Under Seal Defendants’ Emergency Motion for Protective Order Regarding Customer Depositions and Exhibit A to the Declaration of Eric Buresh in Support of Defendants’ Emergency Motion for Protective Order Regarding Customer Depositions. Federal Rule of Civil Procedure 26(c) provides broad discretion for a trial court to permit sealing of court documents for, *inter alia*, the protection of “a trade secret or other confidential research, development, or commercial information.” Fed. R. Civ. P. 26(c). Having considered Defendants’ Motion to Seal, compelling reasons having been shown and good cause existing:

IT IS HEREBY ORDERED THAT: Defendants’ Motion to Seal is GRANTED. The Clerk of the Court shall file under seal the unredacted versions of Defendants’ Emergency Motion for Protective Order Regarding Customer Depositions and Exhibit A to the Declaration of Eric Buresh in Support of Defendants’ Emergency Motion for Protective Order Regarding Customer Depositions.

IT IS SO ORDERED

DATED: November ; , 2011

By: 
Peggy A. Leen
United States Magistrate Judge